

MPP DEPARTMENT OF SOCIAL SERVICES
NOTICE OF PROPOSED CHANGES IN REGULATIONS

ITEM # 4 AB 1692 CalWORKs Amendments

ORD #1201-24

The California Department of Social Services (CDSS) hereby gives notice of the proposed regulatory action(s) described below. Any person interested may present statements or arguments orally or in writing relevant to the proposed regulations at a public hearing to be held April 17, 2002, as follows:

April 17, 2002
Office Building # 9
744 P St., Auditorium
Sacramento, California

The public hearing will convene at 10:00 a.m. and will remain open only as long as attendees are presenting testimony. The Department will adjourn the hearing immediately following the completion of testimony presentations. The above-referenced facility is accessible to persons with disabilities. If you are in need of a language interpreter at the hearing (including sign language), please notify the Department at least two weeks prior to the hearing.

Statements or arguments relating to the proposals may also be submitted in writing, e-mail, or by telefax to the address/number listed below. All comments must be received by 5:00 p.m. on April 17, 2002.

CDSS, upon its own motion or at the instance of any interested party, may adopt the proposals substantially as described or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of nonsubstantive, technical, or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption to all persons who testify or submit written comments during the public comment period, and all persons who request notification. Please address requests for regulations as modified to the agency representative identified below.

Copies of the express terms of the proposed regulations and the Initial Statement of Reasons are available from the office listed below. This notice, the Initial Statement of Reasons and the text of the proposed regulations are also available on the internet at <http://www.dss.cahnet.gov/ord>. Additionally, all the information which the Department considered as the basis for these proposed regulations (i.e., rulemaking file) is available for public reading/perusal at the address listed below.

Following the public hearing, copies of the Final Statement of Reasons will be available from the office listed below.

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CHAPTERS

Chapter 42-700 (Welfare-to-Work); Section 42-701 (Introduction to Welfare-to-Work), Section 42-711 (Welfare-to-Work Participation Requirements), Section 42-712 (Exemptions to Welfare-to-Work Participation), Section 42-718 (Other Providers of Activities and Services), Section 42-719 (School Attendance), and Section 42-721 (Noncompliance with Program Requirements).

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Assembly Bill (AB) 1692, Chapter 652, Statutes of 2001 amended Sections 11320.1, 11322.9, and 11454 of the Welfare and Institutions Code, requiring the California Department of Social Services (CDSS) to expand the activities allowed for post 18- or 24-month time limit California Work Opportunity and Responsibility to Kids (CalWORKs) recipients to include U.S. Department of Labor (DOL) Welfare-to-Work (WtW) Grant program paid community service or work experience. This expansion allows counties to utilize existing DOL Welfare-to-Work programs to provide community service or work experience jobs to recipients, who have reached their 18- or 24- month time limit, in actual employment settings that will enhance these recipients' skills and employability. In addition, the proposed regulations clarify existing language and correct erroneous cross-references contained in current Welfare-to-Work regulations.

COST ESTIMATE

1. Costs or Savings to State Agencies: These amendments could create savings for the counties in the CalWORKs Employment Services program because participants receiving services funded by the federal Welfare-to-Work program would otherwise need to be funded through CalWORKs. However, since the CalWORKs Employment Services single allocation is funded under a program grant giving the counties flexibility in the use of those funds, there will not be any savings to the state.
2. Costs to Local Agencies or School Districts: These amendments could create savings for the counties in the CalWORKs Employment Services program because participants receiving services funded by the federal Welfare-to-Work program would otherwise need to be funded through CalWORKs. However, since the CalWORKs Employment Services single allocation is funded under a program grant giving the counties flexibility in the use of those funds, there will not be any savings to the state.
3. Nondiscretionary Costs or Savings to Local Agencies: None.
4. Federal Funding to State Agencies: No fiscal impact exists because the state receives a block grant under the Temporary Assistance for Needy Families (TANF) program, which is a set amount of funding.

LOCAL MANDATE STATEMENT

These regulations do impose a mandate on local agencies but not on school districts. There are no state mandated costs in these regulations which require state reimbursement under Section 17500 et seq., of the Government Code because county welfare department administrative costs are paid pursuant to Welfare and Institutions Code Section 15204.2, and county welfare departments are not required to exceed the single allocation provided in that section.

STATEMENT OF SIGNIFICANT ADVERSE ECONOMIC IMPACT ON BUSINESS

CDSS has made an initial determination that the proposed action will not have a significant, statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states.

STATEMENT OF POTENTIAL COST IMPACT ON PRIVATE PERSONS OR BUSINESSES

CDSS is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

SMALL BUSINESS IMPACT STATEMENT

CDSS has determined that there is no impact on small businesses as a result of filing these regulations because these regulations are only applicable to state and county agencies.

ASSESSMENT OF JOB CREATION OR ELIMINATION

The adoption of the proposed amendments will neither create nor eliminate jobs in the State of California nor result in the elimination of existing businesses or create or expand businesses in the State of California.

STATEMENT OF EFFECT ON HOUSING COSTS

The proposed regulatory action will have no effect on housing costs.

STATEMENT OF ALTERNATIVES CONSIDERED

CDSS must determine that no reasonable alternative considered or that has otherwise been identified and brought to the attention of CDSS would be more effective in carrying out the purpose for which the regulations are proposed or would be as effective and less burdensome to affected private persons than the proposed action.

AUTHORITY AND REFERENCE CITATIONS

CDSS adopts these regulations under the authority granted in Sections 10553 and 10554 of the Welfare and Institutions Code. Subject regulations implement and make specific Sections 11320.1, 11322.9, 11328.8(c), and 11454 of the Welfare and Institutions Code and 42 U.S.C. 603(a)(5).

CDSS REPRESENTATIVE REGARDING RULEMAKING PROCESS OF THE PROPOSED REGULATION

Contact Person:	Anthony J. Velasquez	(916) 657-2586
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CDSS REPRESENTATIVE REGARDING SUBSTANCE OF THE PROPOSED REGULATION

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AGENDA ITEMS FOR THIS PUBLIC HEARING - April 17, 2002

ITEM #1 ORD #0801-17 - Automated External Defibrillation Regulations

ITEM #2 ORD #1201-22 - California Food Assistance Program

ITEM #3 ORD #0801-16 - Incidental Medical Services Clean-up Regulations

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